

Case No. 11-1426

**UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT**

**ORDER**

FMIO, INC.; RICHARD A. GARST

Plaintiffs - Appellants

v.

SUMMERFIELD, TOWNSHIP OF; et al

Defendant - Appellee

Upon consideration of the appellant's motion to reinstate the case,

And it appearing that the default which led to dismissal of the appeal has been cured,

It is ORDERED that the motion be and it hereby is **GRANTED**.

**ENTERED PURSUANT TO RULE 45(a),  
RULES OF THE SIXTH CIRCUIT**  
Leonard Green, Clerk



Issued: July 29, 2011

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**UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT**

Leonard Green  
Clerk

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Filed: July 29, 2011

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Troy, MI 48084

Re: Case No. 11-1426, *FMIO, Inc., et al v. Summerfield, Township of, et al*  
Originating Case No. : 09-12561

Dear Sir or Madam,

The Court issued the enclosed Order today in this case.

Sincerely yours,

s/Scott J. Swearingen  
Case Manager  
Direct Dial No. 513-564-7011

cc: Mr. Frederick Lucas  
Mr. David J. Weaver

Enclosure